

3617



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Forbes, et al      Examiner: Jules, Frantz

Serial No: 09/804,406      Art Unit: 3617

For: DROPPED DECK CENTER BEAM RAIL ROAD CAR  
STRUCTURE

Filed: March 12, 2001      Date: January 22, 2003

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

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**GROUP 3600**

Transmitted herewith:

- 1) Supplemental Information Disclosure Statement Under 37 CFR § 1.97;
- 2) Copies of fifty-nine (59) Patent References, eighteen non-patent documents; and
- 3) Acknowledgment of Receipt/Return Card

Respectfully submitted,

HAHN LOESER + PARKS LLP

Stephen L. Grant  
Registration 33,390

Twin Oaks Estate  
1225 West Market Street  
Akron, OH 44313-7188  
(330) 864-5550

Our File: 115699-32

**CERTIFICATE OF MAILING (37 CFR 1.10)**

I hereby certify that this paper is being deposited with the United States Postal Service in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

24 Mar 2003

Date

Stephen L. Grant

MAR 03 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Under 37 CFR 1.97

**GROUP 3600**

This Information Disclosure Statement is filed to supplement the earlier-filed IDS in conjunction with the Request for Continued Examination (RCE). Although it is filed more than three months after the filing date, it is believed to be timely under the rules, as no action on the merits has been taken by the Examiner. If this is not correct, please consider this a petition to enter the Information Disclosure Statement as well as an authorization to charge Deposit Account 15-0450 for the required fee.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR 1.56(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13, at 25.

This Information Disclosure Statement is made to comply with the duty of candor imposed on all individuals associated with the filing or prosecution of this application, as defined by 37 CFR 1.56(c).

Fifty-nine (59) foreign patent documents and Eighteen (18) non-patent

documents comprising of photos which are listed on the attached one (6) sheets of Form PTO/SB/08A, which are made a part hereof. A copy of each patent is enclosed.

The foregoing Information Disclosure Statement is based upon the information known to the inventor or contained in the undersigned attorney's file as of the filing date of this statement and is inclusive of the best information known to each of the undersigned at that date. Prompt consideration of the Information Disclosure Statement and the references by the Examiner is earnestly requested.

Respectfully submitted,



Stephen L. Grant  
Reg. No. 33,390

Hahn Loeser & Parks LLP  
1225 West Market Street  
Akron, Ohio 44313  
330/864-5550  
Atty. Docket: 115699-32

OCT 16 2003  
MAR 03 2003  
PATENT & TRADEMARK OFFICE

PTO/SB/08A (08-00)  
Approved for use through 10/31/2002. OMB 0651 - 0031

Substitute for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
Sheet		of		<b>Application Number</b>	<b>09/804,406</b>
				<b>Filing Date</b>	March 12, 2001
				<b>First named Inventor</b>	FORBES
				<b>Group Art Unit</b>	3617
				<b>Examiner Name</b>	Jules, Frantz F
				<b>Attorney Docket Number</b>	5699-32

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<b>U.S. PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
		190,542		Brooks	05/08/1877
		934,578		Stoller	09/21/1909
		975,861		Harrigan	11/15/1910
		2,061,673		Robinson	09/11/1933
		2,167,427		Tatum	07/25/1939
		2,650,856		Mashburn, Jr., et al.	09/01/1953
		2,710,221		Hinners	06/07/1950
		2,724,611		Robertson	11/22/1955
		2,759,737		Manning	08/21/1956
		2,768,004		Wagner	10/23/1956
		2,801,597		Ecoff	08/06/1957
		2,803,201		Johnson et al.	08/20/1957
		2,810,602		Abrams	10/22/1957
		2,851,301		Jagsch	09/09/1958
		2,883,945		Walker	04/28/1959
		2,904,340		Simpson	09/15/1959
		3,028,191		Magor	04/03/1962

<b>FOREIGN PATENT DOCUMENTS</b>							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			

Examiner Signature		Date Considered
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Applicant is to place a check mark here if English language Translation is attached.



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		Number	Kind Code <sup>2</sup> (if known)			
		3,079,874		Hansen et al.	03/05/1963	
		3,240,168		Charles et al.	03/15/1966	
		3,357,371		Gutridge	12/12/1967	
		3,485,184		Berry	12/23/1969	
		3,509,829		Henriksson et al.	05/05/1970	
		3,777,671		Miller et al.	12/11/1973	
		3,779,411		Moretti, Jr.	12/18/1973	
		3,788,702		Toboll	01/29/1974	
		3,885,506		Mundinger et al.	05/27/1975	
		3,964,399		Miller et al.	06/22/1976	
		4,091,742		Cordani	05/30/1978	
		4,092,039		Lutkenhouse	05/30/1978	
		4,128,062		Roberts	12/05/1978	
		4,373,447		Pfister	02/15/1983	
		4,385,856		O'Neal	05/01/1983	
		4,478,155		Cena te al.	10/23/1984	
		4,569,289		Gielow et al.	02/11/1986	

### FOREIGN PATENT DOCUMENTS

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

of

		<b>Complete if Known</b>	
		Application Number	09/804,406
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**GROUP 3600****U.S. PATENT DOCUMENTS**

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		Number	Kind Code <sup>2</sup> (if known)			
		4,580,844		Farmer	04/08/1986	
		4,626,017		Robertson	12/02/1986	
		4,633,787		Przybylinski et al.	01/06/1987	
		4,646,653		Balbi et al.	03/03/1987	
		4,688,976		Rowley et al.	08/01/1987	
		4,690,072		Wille et al.	09/01/1987	
		4,738,203		Gielow et al.	04/16/1988	
		4,751,882		Wheatley et al.	06/21/1988	
		4,756,256		Rains et al.	07/12/1988	
		4,770,578		Coleman	09/01/1988	
		4,771,705		Przybylinski et al.	09/20/1988	
		4,771,706		Lindauer et al.	06/20/1988	
		4,805,539		Ferris et al.	02/21/1989	
		4,876,968		Lindauer et al.	10/31/1989	
		4,911,082		Richmond	03/27/1990	
		4,944,232		Schlaeger	07/31/1990	
		5,259,322		Dominguez et al.	12/09/1993	
		5,520,489		Butcher et al.	05/28/1996	
		5,899,646		Tatina et al.	05/04/1999	

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Sheet		of	

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Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s) publisher, city and/or country where published	T <sup>2</sup>
	✓	CAR BUILDERS' CYCLOPEDIA OF AMERICAN PRACTICE, 14th ed., Simmons-Boardman Publishing Corporation, New York, NY, 1937, pp. 209-214.	
	✓	THE CAR BUILDERS' CYCLOPEDIA OF AMERICAN PRACTICE, 21st ed., Simmons-Boardman Publishing Corporation, New York, NY, 1961, pp. 168-172.	
	✓	CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 2nd ed., Simmons-Boardman Publishing Corporation, New York, NY, 1970, pp. 126.	
	✓	CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 3rd ed., Simmons-Boardman Publishing Corporation, New York, NY, 1974, pp. S3-173 to S3-176.	
		CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 3rd ed., Simmons-Boardman Publishing Corporation, New York, NY, 1974, pp. S3-165.	
	✓	THE CAR AND LOCOMOTIVE CYCLOPEDIA OF AMERICAN PRACTICE, 5th ed., Simmons-Boardman Publishing Corporation, Omaha, Nebraska, 1984, pp. 169.	
	✓	RAILWAY AGE WEEKLY, Simmons-Boardman Publishing Corporation, Boston, Conn., July 29, 1968, p. 42D.	
	✓	Illustration showing a model of a car built for Pulpwood Service in 1963.	

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Substitute for form 1449A/PTO

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	✓	Various photographs taken on April 24, 2001 at the Frid Street Yard, Hamilton, Ontario, Canada showing a dropped deck center beam car bearing model no. GCFX 1002 manufactured by Alstom.	
	✓	Various photographs taken on September 4, 2001 at the Frid Street Yard, Hamilton, Ontario, Canada showing a dropped deck center beam car bearing model no. GBRX 20003 manufactured by Gunderson.	
	✓	Various photographs taken on October 31, 2001 at the Frid Street Yard, Hamilton, Ontario, Canada showing a dropped deck center beam car bearing model no. GBRX 20003 manufactured by Gunderson.	
	✓	Various photographs taken on May 17, 2001 at the Savage Reload Facility, Chicago, Illinois, U.S.A. showing a dropped deck center beam car bearing model no. GBRX 20003 manufactured by Gunderson.	
	✓	Various photographs taken on September 19, 2000, Chicago, Illinois, U.S.A., showing a dropped deck center beam car bearing model no. THRX 3001 manufactured by Thrall.	
	✓	Various photographs showing a dropped deck center beam car bearing model no. THRX 3001 manufactured by Thrall (date and location unknown).	
	✓	Various photographs taken on September 27, 2000, Campbellville, Ontario, Canada, showing a flatcar bearing model no. CN 602376.	
	✓	Various photographs taken on September 27, 2000, Milton, Ontario, Canada, showing a flatcar bearing model no. BCOL 52098.	
	✓	Photograph showing a flatcar bearing model no. BCOL 866688 (date and location unknown).	
	✓	Various photographs showing a center beam car bearing model no. BNSF 564124 (date and location unknown).	

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